



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

DEAN D. EFSTATHIOU, Acting Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

August 5, 2008

IN REPLY PLEASE
REFER TO FILE:

MP-5

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**RESOLUTION OF SUMMARY VACATION
PRIVATE & FUTURE STREET NORTH OF AVENUE L-12
AND WEST OF 47TH STREET WEST
UNINCORPORATED COMMUNITY OF QUARTZ HILL
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action is to abandon an offer of dedication of road right of way (private & future street) that is no longer needed for public use located north of Avenue L-12 and west of 47th Street West in the unincorporated community of Quartz Hill.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that this action is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that:
 - a. The offer of dedication of road right of way north of Avenue L-12 and west of 47th Street West has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation and that it may, therefore, be vacated pursuant to Section 8333(a) of the California Streets and Highways Code.

- b. The offer of dedication of road right of way north of Avenue L-12 and west of 47th Street West is excess and not required for street or highway purposes and that it may, therefore, be vacated pursuant to Section 8334(a) of the California Streets and Highways Code.
 - c. The offer of dedication of road right of way north of Avenue L-12 and west of 47th Street West is not useful as a nonmotorized transportation facility as required by Section 892 of the California Streets and Highways Code.
3. Terminate the offer of dedication of road right of way (private & future street) and abandon the County's right to accept and open the street pursuant to Section 66477.2(c) of the California Government Code.
 4. Adopt the Resolution of Summary Vacation.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to terminate and abandon the offer (Offer) of dedication of road right of way north of Avenue L-12 and west of 47th Street West, since it no longer serves the purpose for which it was dedicated and it is not required for public use.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs that we provide Fiscal Responsibility (Goal 4). The abandonment of the Offer will result in added revenue through assessment and taxation.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The applicant has paid a \$1,000 fee to defray the expense of the investigation. The fee was authorized by your Board in a resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), and as prescribed in Section 8321 (d) of the California Streets and Highways Code.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The area to be abandoned contains approximately 4,875 square feet and is shown on the map attached to the resolution.

The Streets and Highways Code Section 8333 provides "The legislative body of a local agency may summarily vacate a public service easement in any of the following cases: (a) The easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation."

The Streets and Highways Code Section 8334 provides "The legislative body of a local agency may summarily vacate any of the following: (a) An excess right-of-way of a street or highway not required for street or highway purposes."

The Streets and Highways Code Section 892 provides "(a) Rights-of-way established for other purposes by cities, counties, or local agencies shall not be abandoned unless the governing body determines that the rights-of-way or parts thereof are not useful as a nonmotorized transportation facility."

Government Code Section 66477.2 (c) provides "Offers of dedication which are covered by subdivision (a) may be terminated and abandoned in the same manner as prescribed for the summary vacation of streets by Part 3 (commencing with Section 8300) of Division 9 of the Streets and Highways Code."

The County of Los Angeles' (County) interest in the Offer was acquired by Document No. 89-316823, recorded on February 28, 1989, of Official Records, in the office of the Registrar-Recorder/County Clerk of the County as an easement for public road and highway purposes.

The Offer of dedication was never accepted by the County, no improvements were ever made to the right of way by the County, and this area has never been used for County highway purposes.

Mr. and Mrs. Greg Verdi, along with Mr. and Mrs. Patrick Doherty, adjoining property owners, requested the abandonment of the Offer to provide improvements to the property as part of the construction of a new home. The abandonment of the Offer will provide an additional buildable area.

Adoption of the attached resolution will terminate the County's rights and interest in the Offer. Your action will result in the properties being unencumbered by the Offer, and available to the property owners for use without restriction of the Offer.

The Board of Supervisors
August 5, 2008
Page 4

ENVIRONMENTAL DOCUMENTATION

This action is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) as specified in Sections 15305 and 15321 of the State CEQA Guidelines which state that this class of projects consisting of minor alterations in land use limitations and actions to revoke an entitlement for use, issued or adopted by the regulatory agency, have been determined not to have a significant effect on the environment.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action will allow for additional property taxes through elimination of the Offer.

CONCLUSION

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Mapping & Property Management Division, together with a copy of your Board's minute order. Retain one original for your files.

Respectfully submitted,


DEAN D. EFSTATHIOU
Acting Director of Public Works

DDE:PAP:hp

Attachment

c: Chief Executive Office
County Counsel

**RESOLUTION OF SUMMARY VACATION
PRIVATE AND FUTURE STREET NORTH OF AVENUE L-12
AND WEST OF 47TH STREET WEST**

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the recipient of an offer of dedication for road and highway purposes (herein referred to as the Offer) in, over and across the real property legally described in Exhibit A, and depicted on Exhibit B, both attached hereto. The Offer, north of Avenue L-12 and west of 47th Street West, is generally located in the vicinity of Quartz Hill in the County of Los Angeles State of California.
2. Mr. and Mrs. Greg Verdi and Mr. and Mrs. Patrick Doherty (herein referred to as the Fee Owners) are the underlying Fee Owners of the Offer and Lot 120 of Tract No. 11728, depicted on Exhibit B.
3. The Offer has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation.
4. The Offer is excess right of way not required for street or highway purposes.
5. The Offer is not useful as a nonmotorized transportation facility as defined in Section 887 of the California Streets and Highways Code
6. The offer of dedication of road right of way is hereby terminated and abandoned pursuant to Section 66477.2 (c) of the California Government Code and pursuant to Chapter 4, Part 3, Division 9, of the Streets and Highways Code, State of California, commencing with Section 8330.
7. Public Works be authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Offer will be terminated, and the County's rights to accept said offer of dedication will be abandoned.
8. From and after the date this resolution is recorded, the Offer no longer constitutes a street, highway, or public service easement.

This page is part of your document - DO NOT DISCARD



20081540460

Pages: 006



Recorded/Filed in Official Records
Recorder's Office, Los Angeles County,
California

Fee: 0.00

Tax: 0.00

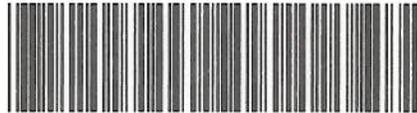
Other: 0.00

08/26/08 AT 09:46AM

Total: 0.00

2247446 200808260060029 Counter

TITLE(S) :



L E A D S H E E T

Assessor's Identification Number (AIN)

To be completed by Examiner OR Title Company in black ink.

Number of AIN's Shown

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ORIGINAL

RECORDING REQUESTED BY
COUNTY OF LOS ANGELES

WHEN RECORDED MAIL TO

NAME MAPPING & PROPERTY MANAGEMENT

MAILING ADDRESS County of Los Angeles
Department of Public Works

CITY, STATE P.O. Box 1460
ZIP CODE Alhambra, Ca 918021460

Attention Jose L. Suarez



SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES
PURSUANT TO SECTION 27383 OF THE GOVERNMENT CODE

RESOLUTION OF SUMMARY VACATION
PRIVATE AND FUTURE STREET NORTH OF AVENUE L-12
AND WEST OF 47TH STREET WEST
M0788118

42 AUG 5, 2008

ORIGINAL

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**RESOLUTION OF SUMMARY VACATION
PRIVATE AND FUTURE STREET NORTH OF AVENUE L-12
AND WEST OF 47TH STREET WEST**

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7. Public Works be authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Offer will be terminated, and the County's rights to accept said offer of dedication will be abandoned.
8. From and after the date this resolution is recorded, the Offer no longer constitutes a street, highway, or public service easement.

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The foregoing Resolution was on the 5TH day of AUGUST, 2008, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.,
County Counsel

By Carole S. Suzuki
Deputy

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By [Signature]
Deputy



NS:hp

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EXHIBIT A

**PRIVATE AND FUTURE STREET
NORTH OF AVENUE L-12
WEST OF 47TH STREET WEST**
A.I.N. 3103-006-043 & 044
T.G. 4104-H5
I.M. 339-217
R.D. 551
S.D. 5
M0788118

LEGAL DESCRIPTION
(Vacation of Easement)

That portion of Lot 120 of Tract No. 11728, as shown on map recorded in Book 212, pages 29 and 30, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, shown and designated as PARCEL 1 in the Offer to Dedicate, recorded on February 28, 1989, as Document No. 89-316823, of Official Records, in the office of said Registrar-Recorder/County Clerk.

Containing: 4,875± square feet

<p>APPROVED AS TO DESCRIPTION</p> <p><u>June 24, 2008</u></p> <p>COUNTY OF LOS ANGELES</p> <p>By <u>[Signature]</u></p> <p>SUPERVISING CADASTRAL ENGINEER III Mapping & Property Management Division</p>
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This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.

NS:hp
P:\mppub\admin\helen\board letter\exhibits\M0788118

42 AUG 5, 2008

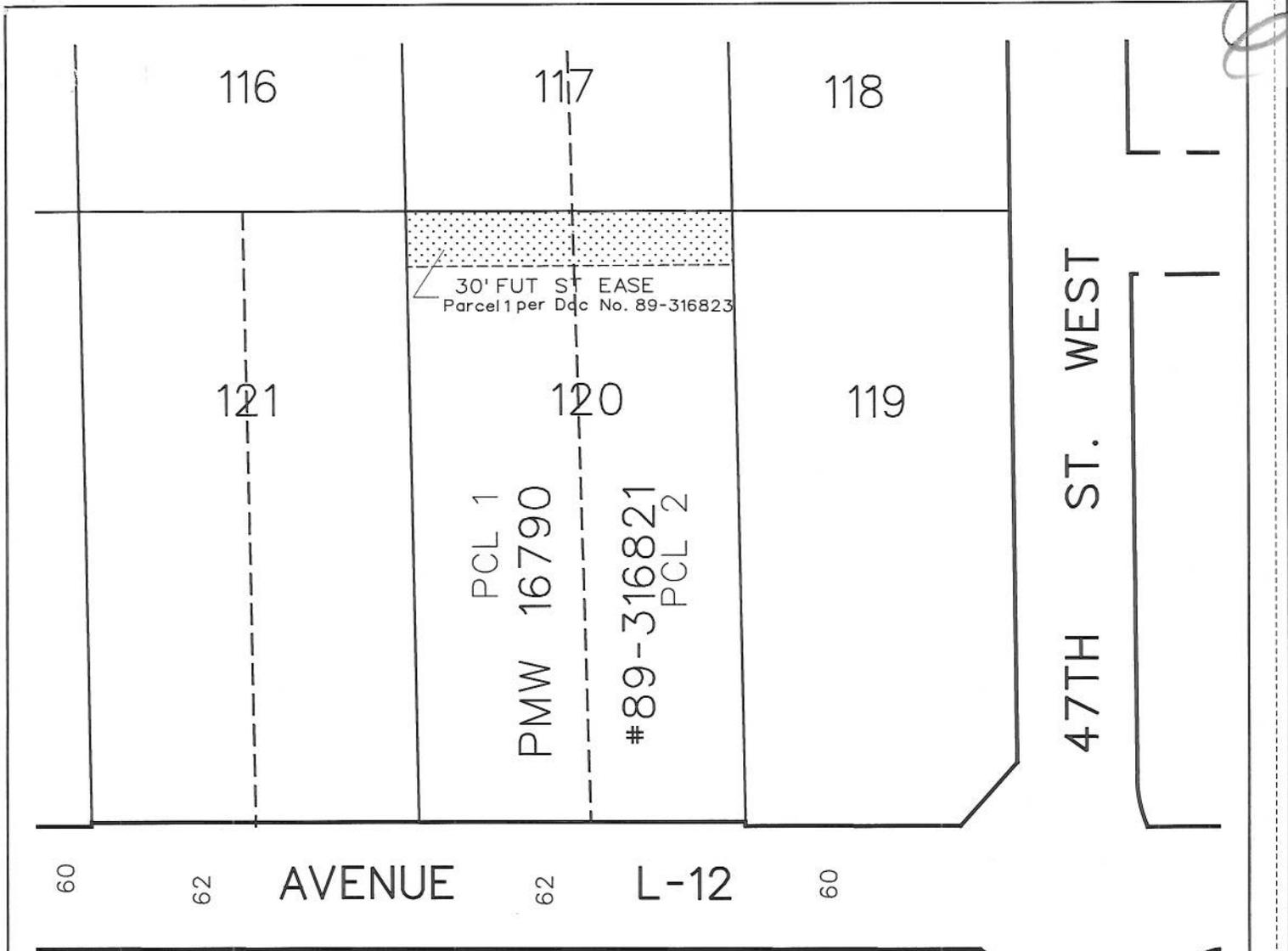
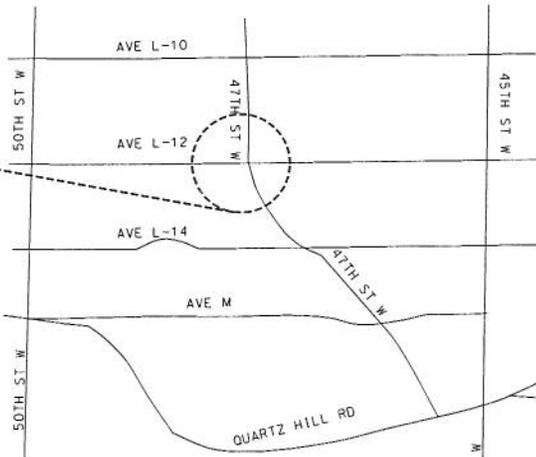


EXHIBIT B

**SUBJECT
LOCATION**



LEGEND



Proposed abandonment
of offer to dedicate
for road purposes
Total Area: 4875 ± s.f.

REVISIONS

- | | | |
|----|----|----|
| 1. | 2. | 3. |
|----|----|----|

DEPARTMENT OF PUBLIC WORKS

MAPPING & PROPERTY MANAGEMENT DIVISION

SD. 5	RD. 551	A. I. N. 3103-006-043 & 044	T. G. 4104-H5
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PVT & FUT ST.
N/O AVE. L-12
W/O 47TH ST WEST

DRAWING NO.
M0788118

SCALE
NONE

DATE
AUG 5, 2008

I. M.
339-217